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THE UNITED STATES PATENT AND TRADEMARK OFFICE

REISSUE APPLICATION
of U. S. Patent No. 5,980,620

Application Serial No. 09/880,556

Examiner: Anthony Green

Group Art Unit: 1755

Confirmation No. 9517

Title: INHIBITION OF BACTERIAL GROWTH

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PRELIMINARY AMENDMENT

Commissioner for Patents and Trademarks
Washington, DC 20231

Sir:

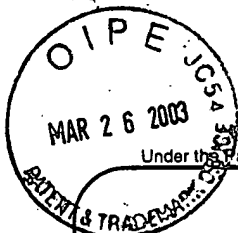
Responsive to the Office Action of September 20, 2002, Applicants submit the following Preliminary Amendment in this Continuation Application.

A petition for a 3 month extension of time, up to and including March 20, 2003, to permit the timely filing of this Preliminary Amendment and Continuing Application is enclosed.

Also enclosed is the Affidavit of Mr. Harris. The Supplemental declarations of inventors Brodie and Clover to overcome the rejections of the original Reissue Declarations will be sent to the Examiner in the next few days as soon as they are received from England.

IN THE CLAIMS

Please amend the claims in the above reissue application as follows.:



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RCE/1755/#

PTO/SB/30 (01-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Request
For
Continued Examination (RCE)
Transmittal

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231

Application Number	09/880,556
Filing Date	6/13/2001
First Named Inventor	Clover, et al.
Art Unit	1755
Examiner Name	Anthony Green
Attorney Docket Number	S1011/20122

112
381B

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☒ Affidavit(s)/ Declaration(s) Harris
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Petition for Three Month Extension of Time

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2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 03-0075
- i. ☒ RCE fee required under 37 CFR 1.17(e) 03/20/2003 9HONDAF1 00000002 030075 09880556
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17) 01 FE:1801 750.00 CH
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Robert S. Silver	Registration No. (Attorney/Agent)	35,681
Signature		Date	3/20 /2003

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Robert S. Silver	Date	3/20 /2003
Signature			

Page 1 of 2

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Box RCE, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.